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Response Under 37 CFR §1.116
Expedited Procedure
Examining Group 1615

CASE LA23b CIP-1

AF 1/16/02

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3-12-02

CERTIFICATE OF MAILING

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John M. Kilcyne
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John M. Kilcyne
Signature

February 13, 2002
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1615

TIMMINS ET AL.

Examiner: J. Spear

APPLICATION NO: 09/398,107

FILED: SEPTEMBER 16, 1999

FOR: BIPHASIC CONTROLLED RELEASE DELIVERY SYSTEM FOR
HIGH SOLUBILITY PHARMACEUTICALS AND METHOD

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TECH CENTER 1600/2900

APPROVED
For Entry
3-13-02
J. Spear

Box AF
Assistant Commissioner for Patents
Washington, D.C. 20231

AMENDMENT AFTER FINAL REJECTION

Sir:

In response to the Final Rejection mailed January 16, 2002, please amend this application as follows.

In the Claims:

Please cancel claims 34-41 and 65-70 without prejudice.